

On motion of Senator Traeger and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

CONCLUSION OF SESSION FOR LOCAL AND UNCONTESTED BILLS CALENDAR

The Presiding Officer (Senator Adams in Chair) announced that the session for the consideration of the Local and Uncontested Bills Calendar was concluded.

ADJOURNMENT

On motion of Senator Aikin the Senate at 9:10 o'clock a.m. adjourned until 10:30 o'clock a.m., Monday, May 9, 1977.

SIXTY-THIRD DAY (Monday, May 9, 1977)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present: Adams, Aikin, Andujar, Braecklein, Brooks, Clower, Creighton, Doggett, Farabee, Hance, Harris, Jones of Harris, Jones of Taylor, Kothmann, Lombardino, Longoria, Mauzy, McKnight, Meier, Mengden, Moore, Ogg, Parker, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Truan, Williams.

A quorum was announced present.

The Reverend Harold O'Chester, Allandale Baptist Church, Austin, Texas, offered the invocation as follows:

Our Father, we thank You so much for the joy and the privilege that is ours to approach Your throne of grace. We do so through the access we have in Christ Jesus. And Father, as we look upon this day and the next several weeks ahead of these men and women, we ask, Dear Father, that You will give them wisdom and discernment, that You will give them the kind of understanding that perhaps is outside of their own ability, understanding that will come from above. We thank You, Father, that You have guided this body over many, many months. We pray, Father, that as they deliberate bills and other matters of extreme importance to the citizens of Texas that You will so guide them that they will be able to make the kind of decisions that will be pleasing with You.

And so we thank You for the joy that is ours to begin a new day and a new week, and we pray that You will minister to our needs according to Your riches in glory by Christ Jesus, for we ask it in His Name. Amen.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of Friday, May 6, 1977, was dispensed with and the Journal was approved.

COMMUNICATION FROM HOUSE OF REPRESENTATIVES

Clerical Correction to
Engrossed Rider No. 53
to
H.B. No. 510

Correct Engrossed Rider No. 53, Sec. 7(e), 2nd paragraph, line 2, page 24, by inserting between the words "appropriated" and "notwithstanding" the following language:

"together with other funds that may
become available during the biennium".

I certify that the foregoing clerical correction to Engrossed Rider No. 53, **H.B. No. 510**, was inadvertently omitted from the Engrossed Riders to **H.B. No. 510** as passed by the House on May 5, 1977.

BETTY MURRAY
Chief Clerk of the House

REPORTS OF STANDING COMMITTEES

Senator Creighton submitted the following report for the Committee on Economic Development:

H.B. 1557
S.B. 1297
S.B. 887
C.S.H.B. 1490 (Read first time)
C.S.S.B. 722 (Read first time)
C.S.S.B. 363 (Read first time)

Senator Aikin submitted the following report for the Committee on Finance:

S.B. 1310
H.B. 1646
C.S.H.B. 510 (Read first time)

SENATE BILLS AND RESOLUTION ON FIRST READING

By unanimous consent, the following bills and resolution were introduced, read first time and referred to the Committee indicated:

S.B. 1315 by Clower Economic Development
Relating to the content of feed tag labels; amending Subsection (b), Section 6, Texas Commercial Feed Control Act of 1957 (Article 3881e, Vernon's Texas Civil Statutes).

S.B. 1316 by Ogg State Affairs
Providing for a system of election day voter registration and voting at the polls; containing penal provisions; making the enactment effective and permanent upon the happening of a certain stated contingency; adding Section 45d, Texas Election Code, and Section 375, Texas Election Code; amending Section 54a, Texas Election Code (Article 5.22a, Vernon's Texas Election Code).

S.C.R. 95 by Braecklein

Administration

Granting Missouri Pacific Railroad Company permission to sue the State of Texas.

**COMMITTEE SUBSTITUTE HOUSE BILL 510 ORDERED NOT
PRINTED**

On motion of Senator Aikin and by unanimous consent, **C.S.H.B. 510** was ordered not printed.

BILLS AND RESOLUTIONS SIGNED

The President announced the signing in the presence of the Senate after the caption had been read, the following enrolled bills and resolutions:

H.C.R. 124	H.B. 706
H.C.R. 126	H.B. 926
H.C.R. 156	H.B. 1082
H.B. 81	H.B. 1110
H.B. 128	H.B. 1126
H.B. 285	H.B. 1166
H.B. 532	H.B. 1713
H.B. 591	H.B. 1792
H.B. 704	H.B. 1854
H.B. 705	S.C.R. 84

CO-AUTHOR OF SENATE JOINT RESOLUTION 10

On motion of Senator Mengden and by unanimous consent, Senator Hance will be shown as Co-author of **S.J.R. 10**.

MOTION TO RECOMMIT SENATE BILL 392

Senator Andujar moved to recommit **S.B. 392** to the Committee on Human Resources.

The motion was lost by the following vote: Yeas 10, Nays 18.

Yeas: Adams, Aikin, Andujar, Creighton, Harris, Lombardino, Patman, Snelson, Traeger, Truan.

Nays: Braecklein, Brooks, Clower, Doggett, Farabee, Hance, Jones of Harris, Jones of Taylor, Kothmann, Longoria, Mauzy, Moore, Ogg, Parker, Santiesteban, Schwartz, Sherman, Williams.

Absent: McKnight, Meier, Mengden.

MESSAGE FROM THE HOUSE

House Chamber
May 9, 1977

Honorable William P. Hobby
President of the Senate

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S.B. 552. Relating to the creation, establishment, administration, maintenance, operation, and financing of Shackelford County Hospital District of Shackelford County, Texas, by authority of Article IX, Section 9, of the Texas Constitution. (With amendment)

H.B. 699. A bill to be entitled An Act relating to the compensation of the auditor of Rusk County.

H.B. 1022. A bill to be entitled An Act relating to the salary of the judge of the County Court at Law of Angelina County; amending Subsection (d), Section 4, Chapter 274, Acts of the 62nd Legislature, Regular Session, 1971 (Article 1970-355, Vernon's Texas Civil Statutes).

H.B. 1180. A bill to be entitled An Act relating to the election of commissioners of Jefferson County Drainage District No. 7; amending Section 4, Chapter 34, Acts of the 57th Legislature, 3rd Called Session, 1962, as amended.

H.B. 1280. A bill to be entitled An Act relating to the bailiff of the County Court of Harrison County.

H.B. 1311. A bill to be entitled An Act relating to the compensation of juvenile board members in Harrison and Rusk counties and the juvenile officer in Rusk County; amending Sections 2 and 3b, Chapter 106, Acts of the 54th Legislature, 1955, as amended (Article 5139J, Vernon's Texas Civil Statutes).

H.B. 2136. A bill to be entitled An Act creating and establishing a conservation and reclamation district under Article XVI, Section 59, Constitution of Texas, known as "West Jefferson County Municipal Water District"; defining the district's boundaries, determining that they form a closure and related matters; finding benefit to all property within the district; providing for a board of directors to govern the district; declaring that a confirmation election is unnecessary; authorizing the district to provide certain water, sewer, and garbage collection services; providing for the district to enter into and enforce contracts and agreements necessary or convenient to the exercise of its powers, to assume certain obligations and related matters; providing for certain rights, powers, authorities, privileges, and functions of the district; providing for the power of eminent domain, the use of certain easements and the payment of certain expenses of relocation; providing for a maintenance tax, if approved at an election held within the district, not to exceed 10 cents per \$100 of assessed valuation, based on the tax rolls of Jefferson County; providing for annexation and deannexation; providing for the issuance and sale of notes, bonds and refunding bonds, providing for the pledge of certain revenues, rentals and contract payments and the granting of liens to secure such notes and bonds, and other matters relating to the issuance of notes and bonds; providing for the fixing of rates and charges for the district's services; providing that the district will not be required to pay taxes or assessments on its facilities or bond proceeds; containing other provisions relating to the subject; providing a severability clause; finding and declaring compliance with the constitution relative to notice, introduction, and passage of this bill; and declaring an emergency.

H.B. 2187. A bill to be entitled An Act relating to the applicability of the Uniform Wildlife Regulatory Act to the public water area of San Jacinto County; amending Section 304.002, Parks and Wildlife Code.

H.B. 1883, A bill to be entitled An Act relating to the interest rate on certain loans for oil and gas purposes; adding Subsection (c) to Article 1.07, Title 79, Revised Civil Statutes of Texas, 1925, as added (Article 5069-1.07, Vernon's Texas Civil Statutes).

H.B. 1898, A bill to be entitled An Act relating to the responsibility of a veterinarian toward animals in his care.

H.B. 830, A bill to be entitled An Act relating to the compensation of the judge of the 121st Judicial District; amending Chapter 11, Acts of the 58th Legislature, 1963 (Article 6819a-31, Vernon's Texas Civil Statutes).

H.B. 883, A bill to be entitled An Act relating to the authority of an incorporated city or town to annex a municipal reservoir; adding Section 7a to the Municipal Annexation Act, as amended (Article 970a, Vernon's Texas Civil Statutes).

H.B. 901, A bill to be entitled An Act relating to the licensing of licensed state land surveyors as defined in this Act and the creation, administration, powers, duties, and functions of the Board of Examiners of Licensed State Land Surveyors; providing a penalty; repealing Articles 5268 through 5282, Revised Civil Statutes of Texas, 1925, as amended.

H.B. 940, A bill to be entitled An Act relating to audits, reports, and actuarial studies of certain public retirement systems.

H.B. 975, A bill to be entitled An Act relating to noncommercial fishing licenses; amending Sections 46.004 and 46.008, Parks and Wildlife Code.

H.B. 2015, A bill to be entitled An Act relating to amending the Texas Insurance Code, Article 21.07-1, Section 5(c).

H.B. 2189, A bill to be entitled An Act relating to student center fees at Lamar University; amending Section 108.37 of the Texas Education Code, as added.

H.B. 2190, A bill to be entitled An Act relating to the minimum time required to complete a course of study in programs which prepare professional nurse practitioners; amending Section 1, Acts 1969, 61st Legislature, page 1566, Chapter 475 (Section 1, Article 4518, Vernon's Annotated Texas Statutes); and declaring an emergency.

H.B. 1741, A bill to be entitled An Act relating to the power of counties to own, operate, and maintain public cemeteries; repealing Chapter 271, Acts of the 52nd Legislature, 1951 (Article 2351f, Vernon's Texas Civil Statutes), and Section 8, Chapter 516, Acts of the 61st Legislature, Regular Session, 1969 (Article 2351f-1, Vernon's Texas Civil Statutes).

H.B. 1745, A bill to be entitled An Act relating to regulation of dealers in vegetables and fruit grown in this state; amending Chapter 218, Acts of the 58th Legislature, 1963, as amended (Article 1287-3, Vernon's Texas Civil Statutes), by amending Sections 1(b) and (d), 7, 12(a), 14, and 19, and adding Section 9a; amending Chapter 236, Acts of the 45th Legislature, Regular Session, 1937, as amended (Article 118b, Vernon's Texas Civil Statutes), by amending Sections 6, 12, 14, and 21, and by adding Section 8a.

H.B. 1750, A bill to be entitled An Act relating to travel expense of briefing attorneys of courts of civil appeals; amending Article 1738, Revised Civil Statutes of Texas, 1925, as amended.

H.B. 1806, A bill to be entitled An Act relating to validation of the incorporation, boundaries, and governmental proceedings of general law municipalities.

H.B. 1808, A bill to be entitled An Act authorizing the Texas Board of Corrections to convey certain state-owned land in Fort Bend County in exchange for certain other land.

H.B. 1840, A bill to be entitled An Act relating to settlements of suits brought to set aside awards of the Industrial Accident Board; adding Section 12a to Article 8307, Revised Civil Statutes of Texas, 1925, as amended.

H.B. 1856, A bill to be entitled An Act relating to security deposits to cover fees for executing process in suits to enforce the collection of delinquent taxes; amending Section 3, Chapter 506, Acts of the 45th Legislature, Regular Session, 1937, as amended (Article 7345b, Vernon's Texas Civil Statutes), by adding Subsection (f).

H.B. 1033, A bill to be entitled An Act amending Subdivision (b) of **S.B. 5**, Acts of the 44th Legislature, 2nd Called Session, 1935, Chapter 465, as amended by **S.B. 265**, Acts of the 58th Legislature, Regular Session, 1963, Chapter 210, codified as Subdivision (b) of Section 13 of Article 3912c, Vernon's Civil Statutes; repealing all laws in conflict; providing for severability; and declaring an emergency.

H.B. 1158, A bill to be entitled An Act amending The Securities Act, as amended (Articles 581-1 et seq., Vernon's Texas Civil Statutes); by amending Section 28, relating to service of process by the commissioner, his agents, the sheriff, or constable and treatment of certain confidential information by the commissioner; by amending Section 35, relating to various fees charged by the commissioner; repealing Subdivision (2)a.8. of Subsection B. and Subdivision (1)h. of Subsection C., Section 7 relating respectively to application fees for a notification registration and to application fees for a coordination registration; providing for severability; and declaring an emergency.

H.B. 1178, A bill to be entitled An Act relating to the mowing, baling, or hoeing of certain highway rights-of-way.

H.B. 1203, A bill to be entitled An Act relating to ad valorem taxation of certain private leaseholds in publicly owned property; amending Articles 7173 and 7174, Revised Civil Statutes of Texas, 1925, as amended.

H.B. 1226, A bill to be entitled An Act relating to creating the Minority Business Enterprise Division of the Texas Industrial Commission and to abolishing the Office of Minority Business Enterprise.

H.B. 1537, A bill to be entitled An Act relating to the fee for a certificate of title; amending Section 57, Certificate of Title Act, as amended (Article 6687-1, Vernon's Texas Civil Statutes).

H.B. 1688, A bill to be entitled An Act exempting wholesalers of liquor and wine from obtaining resale certificates on sales to retailers holding permits or licenses authorizing the sale of such beverages; amending Section (F), Article 20.021, Title 122A, Taxation—General, Revised Civil Statutes of Texas, 1925, as amended.

H.B. 1737, A bill to be entitled An Act relating to the mesh size of certain shrimp trawls; amending Section 77.093 and Subsection (a) of Section 77.066, Parks and Wildlife Code.

H.B. 364, A bill to be entitled An Act relating to advances for travel expenses of state officers and employees; amending Subsection c, Section 3, Travel Regulations Act of 1959, as amended (Article 6823a, Vernon's Texas Civil Statutes).

H.B. 506, A bill to be entitled An Act relating to the authority of certain cities and towns with regard to dilapidated structures.

H.B. 565, A bill to be entitled An Act relating to funeral benefits payable under workmen's compensation; amending Section 9 of Article 8306, Revised Civil Statutes of Texas, 1925, as amended.

H.B. 712, A bill to be entitled An Act relating to the licensing of corporations as certain types of insurance agents; amending Article 21.05, Insurance Code; Sections 1, 2, 3, 6, 8, 10, 11, 12, and 15, Subsection (a) of Section 4, and Subsection (d) of Section 7, Article 21.07, Insurance Code, as amended; and Sections 3, 4, 8, 10, 12, 13, and 14, Subsection (b) of Section 1, Subsection (a) of Section 2, Subsections (a) and (d) of Section 5, and Subsections (c) and (e) of Section 9, Chapter 213, Acts of the 54th Legislature, Regular Session, 1955, as amended (Article 21.07-1, Vernon's Texas Insurance Code).

H.B. 783, A bill to be entitled An Act relating to county purchasing in times of emergency; amending Article 1659, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency.

H.B. 1836, A bill to be entitled An Act relating to the extension of the period of time for the training and certification of certain persons who perform hair cleansing and scalp conditioning in beauty shops; amending Article 8451a, Section 55, Subsections (b) and (g), Vernon's Texas Civil Statutes; and declaring an emergency.

S.B. No. 32, Relating to probation fees; failed on final passage: 59 Ayes, 68 Noes, 1 PNV.

H.B. No. 1990, To be known as the act for Development of Employment and Industrial Resources of 1977, relating to the promotion of industrial development and employment by certain political subdivisions; authorizing them to acquire certain properties for the promotion of industrial development and employment; providing the procedures to be followed; providing for regulation by the Texas Industrial Commission and declaring an emergency.

S.B. 849, Relating to the duties of the presiding judge of municipal courts of record in any city with a population of more than One Million Two Hundred Thousand, as determined by the last preceding federal census; amending Section 3(d), Chapter 489, Acts of 64th Legislature, Regular Session, 1975 (Article 1200cc, Vernon's Texas Civil Statutes); and declaring an emergency.

S.B. 852, Relating to the errors and omissions policy required for qualifying a corporation to be issued a license as a local recording agent; amending Section 3, Article 21.14, Insurance Code, as amended; and declaring an emergency.

S.B. 889, Relating to the distribution of an estate on affidavit; amending Section 137, Texas Probate Code, as amended.

S.B. 951, Relating to the authority of the State Fire Marshal to conduct certain hearings and proceedings on behalf of the State Board of Insurance; amending Article 5.43-2, Texas Insurance Code; and declaring an emergency.

S.B. 973, Relating to the control of pullorum disease and fowl typhoid; providing penalties.

S.B. 993, Relating to the authority of counties and cities on the Mexican border with regard to toll bridges; amending Section 3, Chapter 258, Acts of the 49th Legislature, 1945, as amended (Article 1015g, Vernon's Texas Civil Statutes); Section 3, Chapter 403, Acts of the 54th Legislature, 1955, as amended (Article 6795c, Vernon's Texas Civil Statutes).

S.B. 1212, Relating to retirement benefits for teachers employed by the Texas Youth Council; amending Chapter 281, Acts of the 55th Legislature, Regular Session, 1957, as amended (Article 5143d, Vernon's Texas Civil Statutes), by adding Section 20A.

S.B. 187, A bill to be entitled An Act relating to the advertisement of bids for material to be used by a county; amending Article 1659, Revised Civil Statutes of Texas, 1925, as amended.

S.B. 283, Relating to technical-vocational education; amending Sections 31.12, 31.13, and 31.33, Texas Education Code, as amended; relating to the membership, qualifications, terms, and duties of the Advisory Council for Technical-Vocational Education; and declaring an emergency.

S.B. 285, Amending Chapter 67, Page 167, Acts of the 59th Legislature, Regular Session, 1965, as amended (codified as Article 5547-202, Sec. 2.05(a), Vernon's Texas Civil Statutes), providing for at least four regular meetings per year of the Texas Board of Mental Health and Mental Retardation; and declaring an emergency.

S.B. 292, Relating to the taking of shrimp for personal use in the major bays of the state; amending Subsection (a), Section 77.090, Parks and Wildlife Code.

S.B. 406, Relating to the composition of the Commission on Uniform State Laws and the terms of its members; amending Section 1, Chapter 415, Acts of the 52nd Legislature, Regular Session, 1951 (Article 1273b, Vernon's Texas Civil Statutes); and declaring an emergency.

S.B. 415, Relating to records to be kept by the holder of a shooting preserve license; amending Subchapter D, Chapter 43, Parks and Wildlife Code, by adding Section 43.0485. (With amendment)

S.B. 453, Relating to the reproduction, recording, and retention of records in certain courts of civil appeal by microfilm and other process.

S.B. 563, Relating to dentists and the practice and regulation of dentistry; amending Section 1, Chapter 496, Acts of the 57th Legislature, 1961, Regular Session (codified as Vernon's Ann. Civ. St. art. 4551h), as amended; amending Sec. 2 and Sec. 3, Chapter 475, Acts of the 52nd Legislature, 1951, Regular Session (codified as Vernon's Ann. Civ. St. art. 4551e, Section 2 and Section 3), as amended; repealing certain articles of Vernon's Ann. Civ. St. Title 71, Chapter 9; providing a general repealing clause; providing for severability; and, declaring an emergency. (With amendment)

S.B. 616, Relating to the allowance in lieu of exempt property; amending Section 273, Texas Probate Code; and declaring an emergency.

S.B. 617, Relating to the amount of funeral and last sickness expenses in the order of payment of claims in the administration of estates; amending Subsection (a), Section 320, Texas Probate Code; and declaring an emergency.

S.B. 664, Relating to certain definitions in, the relief and defenses available under, and to the intent of the legislature regarding the construction of certain provisions of, Subchapter E, Chapter 17, Business and Commerce Code; amending Section 17.45, Subsection (c) of Section 17.46, Subsections (c) and (d) of Section 17.47, Subsections (a) and (b) of Section 17.50, adding Subsection (d), Section 17.50, and adding Section 17.55A, Business and Commerce Code; and declaring an emergency. (With amendment)

S.B. 657, Relating to dental hygienists, the practice and regulation of dental hygiene; amending Sec. 8, Chapter 244, Acts of the 44th Legislature, 1935, Regular Session (codified as Vernon's Ann. Civ. St. art. 4550a), as amended; amending Sec. 5 and Sec. 6, Chapter 475, Acts of the 52nd Legislature, 1951, Regular Session (codified as Vernon's Ann. Civ. St. art. 4551e, sec. 5 and sec. 6), as amended; amending Sec. 9, Chapter 244, Acts of the 44th Legislature, 1935, Regular Session (codified as Vernon's Ann. Civ. St. art. 4551), as amended; amending Sec. 2, Chapter 244, Acts of the 44th Legislature, 1935, Regular Session (codified as Vernon's Ann. Civ. St. art. 4544), as amended; providing for repeal of laws in conflict with this Act; providing for severability; and, declaring an emergency. (With amendments)

S.B. 785, Relating to Chiropractic and the regulation of the practice of chiropractic; amending Acts 1975, 64th Legislature, p. 686, Chapter 286 Subsection 1, by adding thereto two new articles to be known and designated as Articles 4572b(2) and 4512b(3), providing for the repeal of laws in conflict with this Act; providing for severability; and declaring an emergency. (With amendment)

S.B. 526, Relating to activities exempted from the railroad commission's jurisdiction over common carriers; adding Subsection (3) to Section 1a, Chapter 314, Acts of the 41st Legislature, Regular Session, 1929, as amended (Article 911b, Vernon's Texas Civil Statutes). (With amendment)

S.B. 1256, Relating to uninsured motorist insurance coverage; amending Chapter 202, Acts of the 60th Legislature, Regular Session, 1967 (Article 5.06-1, Insurance Code).

The House refused to concur in Senate amendments to House Bill No. 1048 and has requested the appointment of a Conference Committee to consider the differences between the two Houses.

House conferees: Uher: Chairman
Davis
Henderson
Ezzell
Powers

The House refused to concur in Senate amendments to House Bill No. 8 and has requested the appointment of a conference committee to consider the differences between the two Houses.

House conferees: Head: Chairman
McBee
Adams
Watson
Wieting

S.C.R. No. 43, Granting Inexco Oil Company permission to sue the State.

S.C.R. No. 84, Granting Vahco Corporation permission to sue the State of Texas and The Coastal Industrial Water Authority.

H.C.R. No. 78, Requesting state agencies to use a standard application form for state employment.

All necessary rules suspended, and the House concurred in Senate amendments to House Bill No. 815 by a non-record vote.

Respectfully submitted,
BETTY MURRAY, Chief Clerk
House of Representatives

SENATE RULE 74(a) SUSPENDED

On motion of Senator Farabee and by unanimous consent, Senate Rule 74(a) was suspended as it relates to the House amendment to S.B. 552.

SENATE BILL 552 WITH HOUSE AMENDMENT

Senator Farabee called S.B. 552 from the President's table for consideration of the House amendment to the bill.

The President laid the bill and the House amendment before the Senate.

Committee Amendment No. 1

Amend S.B. No. 552 by adding a new Subsection (e) to Section 3 to read as follows:

(e) Within the limitations imposed by this Act, the directors or temporary directors of the district may choose the date for any election held under the provisions of this Act, notwithstanding the provisions of Section 9b, Texas Election Code (Article 2.01b, Vernon's Texas Election Code).

The amendment was read.

Senator Farabee moved to concur in the House amendment.

The motion prevailed by the following vote: Yeas 31, Nays 0.

SENATE RULE 95 SUSPENDED

On motion of Senator Schwartz and by unanimous consent, Senate Rule 95 was suspended as it applies to the appointment of the Conference Committee on **H.B. 1048**.

CONFERENCE COMMITTEE ON HOUSE BILL 1048

Senator Farabee called from the President's table for consideration at this time, the request of the House for a Conference Committee to adjust the differences between the two Houses on **H.B. 1048** and moved that the request be granted.

The motion prevailed.

The President asked if there were any motions to instruct the Conference Committee on **H.B. 1048** before appointment.

There were no motions offered.

Accordingly, the President announced the appointment of the following conferees on the part of the Senate on the bill: Senators Farabee, Adams, Sherman, Jones of Taylor and Mauzy.

CONFERENCE COMMITTEE ON HOUSE BILL 8

Senator Traeger called from the President's table for consideration at this time, the request of the House for a Conference Committee to adjust the differences between the two Houses on **H.B. 8** and moved that the request be granted.

The motion prevailed.

The President asked if there were any motions to instruct the Conference Committee on **H.B. 8** before appointment.

There were no motions offered.

Accordingly, the President announced the appointment of the following conferees on the part of the Senate on the bill: Senators Traeger, Williams, Lombardino, Kothmann and Adams.

COMMITTEE SUBSTITUTE HOUSE BILL 510 ON SECOND READING

On motion of Senator Aikin and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

C.S.H.B. 510, Appropriating money for the support of the Judicial, Executive and Legislative Branches of the State Government, for the construction of State

buildings, and for State aid to public junior colleges, for the period beginning September 1, 1977, and ending August 31, 1979; authorizing and prescribing conditions, limitations, rules and procedures for allocating and expending the appropriated funds; and declaring an emergency.

The bill was read second time.

Senator Truan offered the following amendment to the bill:

Amend C.S.H.B. No. 510 as follows:

1. On page III-52 under the appropriations to the Department of Corrections, delete item 7.b. in its entirety.
2. On page II-47 under the appropriations to the Department of Public Welfare, delete the appropriated amounts for item 3.a., "Aid to Families with Dependent Children (AFDC) Assistance Payments," and substitute the following amounts: \$149,691,228 in 1978 and \$140,642,316 in 1979.
3. On page II-47 under the appropriations to the Department of Public Welfare, delete the appropriated amounts for item 3.d., "Aid to Families with Dependent Children Program Support," and substitute the following amounts: \$27,997,459 in 1978 and \$29,134,163 in 1979.
4. On page II-47 under the appropriations to the Department of Public Welfare, delete the appropriated amounts for item 4.e., "Purchased Health Services Payments," and substitute the following amounts: \$292,584,158 in 1978 and \$324,738,792 in 1979.
5. On page II-48 under the appropriations to the Department of Public Welfare, delete the appropriated amounts for item 4.g., "Title XIX Family Planning Services," and substitute the following amounts: \$5,537,196 in 1978 and \$5,537,196 in 1979.
6. On page II-48 under the appropriations to the Department of Public Welfare, delete the appropriated amounts for item 4.k., "Vendor Drug Payments," and substitute the following amounts: \$44,762,684 in 1978 and \$47,748,283 in 1979.

The amendment was read.

Senator Creighton raised the Point of Order that the amendment was not in proper form as it amended several sections of **C.S.H.B. 510**.

The President sustained the Point of Order.

Senator Truan offered the following amendment to the bill:

Amend C.S.H.B. No. 510 as follows:

1. On page III-52 under the appropriations to the Department of Corrections, delete item 7.b. in its entirety.

The amendment was read and failed of adoption.

Senator Truan offered the following amendment to the bill:

Amend C.S.H.B. No. 510 as follows:

2. On page II-47 under the appropriations to the Department of Public Welfare, delete the appropriated amounts for item 3.a., "Aid to Families with Dependent Children (AFDC) Assistance Payments," and substitute the following amounts: \$149,691,228 in 1978 and \$140,642,316 in 1979.

3. On page II-47 under the appropriations to the Department of Public Welfare, delete the appropriated amounts for item 3.d., "Aid to Families with Dependent Children Program Support," and substitute the following amounts: \$27,997,459 in 1978 and \$29,134,163 in 1979.

4. On page II-47 under the appropriations to the Department of Public Welfare, delete the appropriated amounts for item 4.e., "Purchased Health Services Payments," and substitute the following amounts: \$292,584,158 in 1978 and \$324,738,792 in 1979.

5. On page II-48 under the appropriations to the Department of Public Welfare, delete the appropriated amounts for item 4.g., "Title XIX Family Planning Services," and substitute the following amounts: \$5,537,196 in 1978 and \$5,537,196 in 1979.

6. On page II-48 under the appropriations to the Department of Public Welfare, delete the appropriated amounts for item 4.k., "Vendor Drug Payments," and substitute the following amounts: \$44,762,684 in 1978 and \$47,748,283 in 1979.

The amendment was read.

On motion of Senator Truan and by unanimous consent, the amendment was withdrawn.

The bill was passed to third reading.

COMMITTEE SUBSTITUTE HOUSE BILL 510 ON THIRD READING

Senator Aikin moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **C.S.H.B. 510** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

ANNOUNCEMENT BY PRESIDENT

The President announced that in the event the House of Representatives refuse to concur in the Senate amendment to **H.B. 510** the following Conferees, who will be officially appointed tomorrow, are authorized to represent the Senate in Conference Committee negotiations: Senators Aikin, Brooks, Creighton, Moore and Schwartz.

SENATE BILL 1300 RECOMMITTED

On motion of Senator Moore and by unanimous consent, **S.B. 1300** was recommitted to the Committee on State Affairs.

SENATE RULE 103 SUSPENDED

On motion of Senator Moore and by unanimous consent, Senate Rule 103 was suspended in order that the Committee on State Affairs might consider **S.B. 1300** today.

SENATE BILL 1198 ON SECOND READING

The President laid before the Senate as unfinished business on its second reading and passage to engrossment. (The bill having been read second time on Friday, May 6, 1977.)

S.B. 1198, Relating to a change of the name of the Railroad Commission of Texas; amending Article 6444, Revised Civil Statutes of Texas, 1925; adding Article 6444a to Chapter 11, Title 112, Revised Civil Statutes of Texas, 1925.

Question - Shall the bill be passed to engrossment?

Senator Jones of Taylor offered the following committee amendment to the bill:

Amend **S.B. 1198** by inserting a new "Section 3", renumbering the subsequent sections, to read as follows:

"Section 3. This act takes effect January 1, 1978."

The committee amendment was read and was adopted.

On motion of Senator Jones of Taylor and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

RECORD OF VOTE

Senator Doggett asked to be recorded as voting "Nay" on the passage of the bill to engrossment.

SENATE BILL 1198 ON THIRD READING

Senator Jones of Taylor moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 1198** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 28, Nays 3.

Yeas: Adams, Andujar, Braecklein, Brooks, Clower, Creighton, Farabee, Hance, Harris, Jones of Harris, Jones of Taylor, Kothmann, Lombardino, Longoria, Mauzy, Meier, Mengden, Moore, Ogg, Parker, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Truan, Williams.

Nays: Aikin, Doggett, McKnight.

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

RECORD OF VOTES

Senators Doggett and McKnight asked to be recorded as voting "Nay" on the final passage of the bill.

MEMORIAL RESOLUTIONS

S.R. 627 - by Adams: Memorial resolution for Wood Trenton Brookshire.

S.R. 629 - by Snelson: Memorial resolution for Mrs. Frank (Eula) Lindley.

S.R. 630 - by Snelson: Memorial resolution for Charles R. Hines.

S.R. 631 - by Snelson: Memorial resolution for Mrs. Janie Goff Hunnicutt.

WELCOME AND CONGRATULATORY RESOLUTIONS

S.R. 625 - by Doggett: Extending congratulations to Lisa Calogero and Patrick Bullard.

S.R. 626 - by Doggett: Extending welcome to Reverend Harold O'Chester.

S.R. 628 - by Snelson: Extending congratulations to Mrs. John R. (Bette) Foster.

S.R. 632 - by Clower: Extending congratulations to Mr. and Mrs. Jeb Stuart Fredrickson.

S.R. 633 - by Clower: Extending congratulations to David Webster.

S.R. 634 - by Mauzy: Extending congratulations to Kelly Sullivan.

S.R. 635 - by Clower: Extending congratulations to James A. Watkins.

ADJOURNMENT

On motion of Senator Aikin the Senate at 12:14 o'clock p.m. adjourned until 10:30 o'clock a.m. tomorrow.

APPENDIX

Sent to Governor

(May 9, 1977)

S.C.R. 84